

TRANSMITTAL OF EXECUTED DECLARATION

Mail Stop Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Submitted herewith is an executed Declaration for filing in the above-identified application in response to the Notice to File Missing Parts issued by the Patent and Trademark Office on June 4, 2004.

CERTIFICATE OF MAILING (37 CFR 1.8)

I hereby certify that this paper and the documents referred to as enclosed therewith are being deposited with the United States Postal Service as first class mail, postage prepaid, on July 26, 2004 in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Also enclosed is a copy of the Notice together with our check in the amount of \$65 in payment of the late filing of declaration fee.

The Commissioner is hereby authorized to charge any deficiency in the amount enclosed or any additional fees which may be required under 37 CFR 1.16 or 1.17 to Deposit Account No. 50-2455. A copy of this request is enclosed.

Please refund any overpayment to Grossman & Flight LLC at the address below.

Correspondence Address:

Respectfully submitted,

GROSSMAN & FLIGHT LLC 20 North Wacker Drive Suite 4220 Chicago, Illinois 60606 (312) 580-1020

By:

Mark G. Hanley

Registration No.: 44,736

July 26, 2004

PATENT AND TRADEMARK OFFICE

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UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS PC, 1981 1450 Alexandras Vaguna 22313-1450 www.uspto.gov

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/806,880

03/23/2004

David A. Goldman

20060/10001D

GROSSMAN & FLIGHT LLC Suite 4220 20 North Wacker Drive Chicago, IL 60606-6357

CONFIRMATION NO. 3874 FORMALITIES LETTER *OC000000012870687*

Date Mailed: 06/04/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the * above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$65 for a Small Entity

\$65 Late oath or declaration Surcharge.

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Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

08/03/2004 FFANAIA2 00000024 10806880 65.00 OP

Replies should be mailed to:

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE